

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 59th LEGISLATURE - REGULAR SESSION

COMMITTEE ON FISH, WILDLIFE AND PARKS

Call to Order: By **CHAIRMAN GEORGE GOLIE**, on February 17, 2005 at 3:00 P.M., in Room 152 Capitol.

ROLL CALL

Members Present:

Rep. George Golie, Chairman (D)
Rep. Paul Clark, Vice Chairman (D)
Rep. Scott Sales, Vice Chairman (R)
Rep. Arlene Becker (D)
Rep. Jill Cohenour (D)
Rep. Robyn Driscoll (D)
Rep. George Everett (R)
Rep. Tom Facey (D)
Rep. George G. Groesbeck (D)
Rep. Robin Hamilton (D)
Rep. Larry Jent (D)
Rep. Harry Klock (R)
Rep. Roger Koopman (R)
Rep. Mike Milburn (R)
Rep. Art Noonan (D)
Rep. John Ward (R)
Rep. Bill Warden (R)

Members Excused: None.

Members Absent: Rep. John Balyeat (R)
Rep. Dee L. Brown (R)
Rep. Don Roberts (R)

Staff Present: Debra Polhemus, Committee Secretary
Doug Sternberg, Legislative Branch

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: HB 544, 2/10/2005; HB 553,
2/10/2005; HB 600, 2/10/2005; HB
603, 2/10/2005; HB 605, 2/10/2005;
HB 702, 2/15/2005; HB 707,
2/15/2005; HJ 30, 2/15/2005
Executive Action: HB 702; HB 668; HB 305; HB 600
HB 486

HEARING ON HB 544

Opening Statement by Sponsor:

00:03:10 **REP. BRADY WISEMAN (D), HD 65**, opened the hearing
on **HB 544**, Wild bison recovery and conservation.

Proponents' Testimony:

00:07:18 Hal Harper, representing Governor Schweitzer
00:08:30 Jeff Hagener, Director, Montana Fish, Wildlife &
Parks

EXHIBIT(fih39a01)

00:09:44 Robert A. Throssell, Montana Wildlife Federation
00:10:21 Glenn Hockett, President, Gallatin Wildlife
Association, Bozeman

EXHIBIT(fih39a02)

00:11:51 Bob Scott, Montana Big Open, Hamilton
00:12:36 Amy McNamara, National Parks Director, Greater
Yellowstone Coalition, Bozeman

EXHIBIT(fih39a03)

00:13:35 Bill O'Connell, Gallatin Wildlife
00:14:46 Jim Wisman, Gallatin Wildlife Association, Bozeman
00:16:20 Carolyn Duckworth, Chair, Bison Committee, Bear
Creek Council, Gardiner

EXHIBIT(fih39a04)

00:18:43 Elizabeth Kearney, Horse Butte, Hob Nob Club
member

EXHIBIT(fih39a05)

EXHIBIT(fih39a06)

00:19:27 Land Tawney, National Wildlife Federation,
Missoula
00:20:38 Karrie Taggart, Horse Butte, Hob Nob Club member
00:22:53 Ron Moody, Montana Wildlife Federation, Lewistown
00:23:55 Pat Simmons, Treasurer, American Buffalo
Foundation, Bozeman
00:24:32 Joe Gutkoski, Secretary, American Buffalo
Foundation, Bozeman
00:25:21 George Nell, Gardiner
00:27:10 Tony Schoonen, Skyline Sports Club and Public
Lands Access Association
00:27:37 Lorry Thomas, Anaconda Sports Club

Opponents' Testimony:

00:28:01 John Bloomquist, Montana Stockgrowers Association
EXHIBIT (fih39a07)
00:36:04 Jennifer Nitz, Hob Nob Buffalo Campaign
00:38:51 Darrell Geist, Missoula resident
00:40:33 Ken Mesares, Cascade-area rancher
00:42:27 John Youngberg, Montana Farm Bureau Federation
00:44:00 Kevin Feist, Kalispell

Informational Testimony:

00:47:40 Dr. Tom Linfield, Department of Livestock

Questions from Committee Members and Responses:

00:48:10 **REP. KLOCK**
00:48:47 **REP. SALES**
00:49:36 **CHAIRMAN GOLIE**
00:50:10 **REP. MILBURN**
00:53:07 **REP. SALES**
00:54:17 **REP. WARDEN**
00:57:57 **REP. WARD**
01:00:52 **CHAIRMAN GOLIE**

Closing by Sponsor:

01:01:39 **REP. BRADY WISEMAN (D)**, HD 65, closed the hearing on HB 544.

HEARING ON HB 553

Opening Statement by Sponsor:

01:07:40 **REP. DEBBY BARRETT (R)**, HD 72, opened the hearing on HB 553, Fish, Wildlife & Parks marking and management of transplanted wildlife.

Proponents' Testimony:

01:09:41 John Youngberg, Montana Farm Bureau Federation and Montana Stockgrowers
01:10:35 John Helle, Rancher, Southwest Montana, Montana Wool Growers

Opponents' Testimony:

01:11:46 Larry Sickerson, sportsman
01:12:49 Tony Schoonen, Public Lands Access Association

Informational Testimony:

01:13:39 Jeff Hagener, Director, Montana Fish, Wildlife & Parks

EXHIBIT (fih39a08)

Questions from Committee Members and Responses:

01:18:57 **REP. FACEY**
01:19:47 **REP. NOONAN**
01:22:52 **REP. WARD**
01:25:09 **REP. CLARK**

Closing by Sponsor:

01:29:16 **REP. DEBBY BARRETT (R), HD 72** closed the hearing
on **HB 553**.

HEARING ON HB 603

Opening Statement by Sponsor:

01:30:28 **REP. GAIL GUTSCHE (D), HD 99**, opened the hearing
on **HB 603**, Require trapper safety and education
courses.

[EXHIBIT\(fih39a09\)](#)

[EXHIBIT\(fih39a10\)](#)

[EXHIBIT\(fih39a11\)](#)

[EXHIBIT\(fih39a12\)](#)

Proponents' Testimony:

01:33:20 Peg Klouda, Victor

[EXHIBIT\(fih39a13\)](#)

01:37:31 Brian Cherry, Victor

[EXHIBIT\(fih39a14\)](#)

01:42:31 Kevin Feist, Kalispell

[EXHIBIT\(fih39a15\)](#)

01:47:31 Elizabeth M. Kehr, Kalispell

[EXHIBIT\(fih39a16\)](#)

01:50:00 Mike Kopppen, Florence

[EXHIBIT\(fih39a17\)](#)

01:50:30 Anna Heister

[EXHIBIT\(fih39a18\)](#)

01:52:56 Dave Taylor

01:53:25 Jeff Hagener, Director, Montana Fish, Wildlife &
Parks

[EXHIBIT\(fih39a19\)](#)

Opponents' Testimony:

01:54:05 Wayne Moore, Big Timber

01:58:02 Greg Ticknor, Helena

EXHIBIT(fih39a20)

02:01:28 Jim Buell, Montana Trappers Association

02:05:13 Vaughn Ticknor, Helena

EXHIBIT(fih39a21)

02:06:11 Melissa Tuemmler

02:08:01 Dave Wallace, Wallace Wildlife Services, LLC

EXHIBIT(fih39a22)

02:09:12 Sky Halssy, Private animal damage control

02:12:21 John Baucus, Baucus Ranch Family

02:14:34 Tom Barnes, Dillon

02:14:43 Phil Hettinger, The National Wildlife Control
Operators Association

EXHIBIT(fih39a23)

02:15:03 John Hughes, Central Montana Rancher

02:15:18 Dennis J. Schutz, Stevensville

02:15:38 Dave Vidrich, Butte

02:15:50 John Bloomquist, Montana Stockgrowers Association

02:15:59 Kirk Knudsen, private trapper

EXHIBIT(fih39a24)

02:16:09 Andy Weiser, Butte

02:16:15 Joseph Miller, Montana Trappers Association

02:16:25 Kenneth Schoening, Montana Trappers Association

02:16:35 Jeff Knudsen, Clancy, private trapper

EXHIBIT(fih39a25)

02:16:45 Robert Sheppard, Ovando, Montana Trappers
Association

02:17:00 Len Barnard, Helena

02:17:08 Tim Olds, Cascade

02:17:16 Fred Simonson, Victor

02:17:31 James Monta

02:17:45 Eli Ticknor

02:17:54 Doug Solman

02:18:07 Edward J. Hebbe, III, Trapper

02:18:24 Greg Funk, Choteau, Rancher

02:18:38 Paul Schmidt, Montana Trappers Association

02:18:55 Ed Hickel, Olm

EXHIBIT(fih39a26)

Informational Testimony: None.

Questions from Committee Members and Responses:

02:19:34 REP. DRISCOLL

02:20:29 REP. EVERETT

02:22:41 REP. CLARK

02:28:30 CHAIRMAN GOLIE

EXHIBIT(fih39a27)

EXHIBIT(fih39a28)

Closing by Sponsor:

02:29:25 **REP. GAIL GUTSCHE (D), HD 99**, closed the hearing
 on HB 603.

EXHIBIT(fih39a29)

HEARING ON HB 605

Opening Statement by Sponsor:

02:38:09 **REP. GAIL GUTSCHE (D), HD 99**, opened the hearing
 on HB 605, Reallocate vehicle fees for state park
 maintenance.

EXHIBIT(fih39a30)

Proponents' Testimony:

02:41:04 George Ochenski, Montana State Parks Foundation

EXHIBIT(fih39a31)

02:43:08 Bob Raney, Livingston

Opponents' Testimony:

02:48:46 Doug Monger, Montana Fish, Wildlife & Parks

EXHIBIT(fih39a32)

02:54:10 **REP. BROWN, HD 3**

Informational Testimony: None.

Questions from Committee Members and Responses:

02:55:46 **CHAIRMAN GOLIE**

02:58:21 **REP. FACEY**

03:01:51 **CHAIRMAN GOLIE**

03:02:34 **REP. COHENOUR**

Closing by Sponsor:

03:05:29 **REP. GAIL GUTSCHE (D), HD 99** closed the hearing on
 HB 605.

03:07:31 Break

03:24:06 Resume

HEARING ON HB 702

Opening Statement by Sponsor:

03:24:22 **REP. BRUCE MALCOLM (R), HD 61**, opened the hearing
 on HB 702, Revise outfitter licensing laws.

Proponents' Testimony:

03:26:09 Jean Johnson, Montana Outfitters and Guides
Association

[EXHIBIT\(fih39a33\)](#)

[EXHIBIT\(fih39a34\)](#)

03:29:22 Robin Cunningham, Fishing Outfitters and Anglers
of Montana

Opponents' Testimony: None.

Informational Testimony: None.

Questions from Committee Members and Responses:

03:30:05 REP. COHENOUR

03:32:53 REP. BECKER

Closing by Sponsor:

03:34:55 REP. BRUCE MALCOLM (R), HD 61, closed the hearing
on HB 702.

HEARING ON HB 600

Opening Statement by Sponsor:

03:36:22 REP. ROBIN HAMILTON (D), HD 92, opened the hearing
on HB 600, Hunter safety deferral for first-time
hunters 16 or older.

Proponents' Testimony:

03:38:09 Ron Moody, Lewistown, Montana Hunter Safety
Instructor

03:39:55 Robert A. Throssell, Montana Wildlife Federation

03:40:20 Jeff Hagener, Director, Montana Fish, Wildlife &
Parks

[EXHIBIT\(fih39a35\)](#)

03:42:05 Jean Johnson, Montana Outfitters and Guides
Association

Opponents' Testimony: None.

Informational Testimony: None.

Questions from Committee Members and Responses:

03:42:37 REP. BROWN

03:43:33 REP. COHENOUR

03:43:55 REP. KOOPMAN

Closing by Sponsor:

03:48:14 **REP. ROBIN HAMILTON (D), HD 92** closed the hearing on **HB 600**.

HEARING ON HB 707

Opening Statement by Sponsor:

03:49:21 **REP. GEORGE GROESBECK (D), HD 74**, opened the hearing on **HB 707**, Revise compensation for Fish, Wildlife & Parks license agents.

Proponents' Testimony:

03:55:13 Chris Smith, Chief of Staff, Montana Fish, Wildlife & Parks

[EXHIBIT\(fih39a36\)](#)

[EXHIBIT\(fih39a37\)](#)

Opponents' Testimony: None.

Informational Testimony: None.

Questions from Committee Members and Responses:

04:02:57 **REP. BROWN**

04:05:32 **REP. BECKER**

04:09:07 **REP. BROWN**

04:10:06 **CHAIRMAN GOLIE**

Closing by Sponsor:

04:11:36 **REP. GEORGE GROESBECK (D), HD 74**, closed the hearing on **HB 707**.

HEARING ON HJ 30

Opening Statement by Sponsor:

04:12:18 **REP. DON ROBERTS (R), HD 56**, opened the hearing on **HJ 30**, Study Fish, Wildlife & Parks licenses, permits, and landowner incentives.

Proponents' Testimony:

04:13:27 Robert A. Throssell, Montana Wildlife Federation

04:15:25 Ron Moody, Montana Wildlife Federation, Lewistown

04:17:02 Jeff Hagener, Director, Fish, Wildlife & Parks

[EXHIBIT\(fih39a38\)](#)

Opponents' Testimony: None.

Informational Testimony: None.

Questions from Committee Members and Responses:

None.

Closing by Sponsor:

04:20:20 **REP. DON ROBERTS (R), HD 56** closed the hearing on
 HJ 30.

04:20:58 Break

04:30:06 Resume

EXECUTIVE ACTION ON HB 305

04:30:33 **Motion:** **REP. BROWN** moved that HB 305 DO PASS.

Discussion:

04:30:54 **REP. BROWN**

04:31:36 **REP. DRISCOLL**

04:31:56 **REP. BECKER**

04:32:24 **REP. KOOPMAN**

04:33:23 **REP. FACEY**

04:34:06 **REP. COHENOUR**

04:34:49 **REP. NOONAN**

04:35:28 **REP. DRISCOLL**

04:35:52 **CHAIRMAN GOLIE**

04:38:27 **Vote:** Motion failed 10-10 by roll call vote with
 REPS. BALYEAT, BROWN, EVERETT, KLOCK, KOOPMAN,
 MILBURN, ROBERTS, SALES, WARD, and WARDEN voting
 aye and REP. BALYEAT voting by proxy.

EXECUTIVE ACTION ON HB 702

04:40:19 **Motion:** **REP. BROWN** moved that HB 702 DO PASS.

Discussion:

04:40:29 **REP. JENT**

04:41:11 **Vote:** Motion carried unanimously by voice vote
 with **REP. BALYEAT** voting by proxy.

04:41:47 **Motion:** **REP. FACEY** moved that HB 702 BE PLACED ON
 THE CONSENT CALENDAR. Motion carried by voice
 vote.

EXECUTIVE ACTION ON HB 486

04:42:16 Motion: REP. FACEY moved that HB 486 DO PASS.

Discussion:

04:42:26 REP. FACEY

04:42:56 REP. CLARK

04:44:16 CHAIRMAN GOLIE

04:45:28 Vote: Motion failed unanimously with REP. BALYEAT
voting by proxy.

04:46:03 Motion/Vote: REP. BROWN moved that HB 486 BE
TABLED AND THE VOTE REVERSED. Motion passed by
voice vote.

EXECUTIVE ACTION ON HB 668

04:47:13 Motion: REP. NOONAN moved that HB 668 DO PASS.

Discussion:

04:47:24 REP. BROWN

04:47:33 REP. DRISCOLL

04:47:47 CHAIRMAN GOLIE

04:48:29 REP. COHENOUR

04:48:41 REP. CLARK

04:49:02 REP. GROESBECK

04:49:28 REP. NOONAN

04:49:58 Vote: Motion carried by roll call vote 15-5 with
REPS. SALES, BROWN, EVERETT, BALYEAT and KOOPMAN
voting no and REP. BALYEAT voting by proxy.

EXECUTIVE ACTION ON HB 600

04:53:21 Motion: REP. HAMILTON moved that HB 600 DO PASS.

Discussion:

04:53:31 REP. CLARK

04:54:11 REP. WARD

04:54:51 REP. JENT

04:56:01 Vote: Motion failed 10-10 by roll call vote with
REPS. CLARK, FACEY, GOLIE, GROESBECK, HAMILTON,
KLOCK, MILBURN, NOONAN, SALES, and WARDEN voting
aye and REP. BALYEAT voting by proxy.

05:00:00

ADJOURNMENT

Adjournment: 8:30 P.M.

REP. GEORGE GOLIE, Chairman

DEBRA POLHEMUS, Secretary

GG/dp

Additional Exhibits:

EXHIBIT ([fih39aad0.PDF](#))